

Evan J. Spelfogel  
Robyn Ruderman  
Epstein Becker & Green, P.C.  
250 Park Avenue  
New York, New York 10177-1211  
(212) 351-4500  
Attorneys for Defendant  
UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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LUANN P. GOULD, :  
Plaintiff, : 05 CV 11118 (PBS)  
: :  
- against - : (ECF FILING)  
: :  
LUCENT TECHNOLOGIES, INC., :  
: :  
Defendant. :  
: :  
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**DEFENDANT'S MOTION TO**  
**MODIFY THE SCHEDULING ORDER**

The defendant, through the undersigned counsel, moves to modify the current Scheduling Order in the following manner. Specifically, defendant is seeking a thirty (60) day extension of time to complete factual discovery, which currently closes on November 21, 2005.

This extension of time is being requested because the parties are actively engaged in mediation at this time and do not want to incur additional legal fees in litigating this matter further if there is a strong likelihood of settlement. On October 6, 2005, the parties attempted to mediate before the Honorable Joyce London Alexander. Due to a conflict of interest, however, Magistrate Alexander had to recuse herself. The mediation has subsequently been referred to Magistrate Judge Robert B. Collings. We anticipate the mediation will occur within the next couple of weeks.

This is the first request for a modification of this time limitation, and this request does not affect any other deadlines provided in the scheduling order.

Plaintiff counsel, Linda Harvey, Esq. has consented to this request.

Plaintiff's counsel has been notified of our request.

**EPSTEIN, BECKER & GREEN, PC**

By:

  
Evan J. Spelfogel  
Robyn Ruderman (admitted pro hac vice)  
250 Park Avenue  
New York, NY 10017  
(212) 351-4500  
Attorneys for Plaintiff

Dated: November 4, 2005